

AN ORDINANCE

98920

AUTHORIZING THE EXECUTION OF TWO ONE-YEAR LEASE AGREEMENTS WITH TWO TENANTS FOR LEASES AT THE FARMER'S MARKET IN THE CITY OF SAN ANTONIO'S MARKET SQUARE IN COUNCIL DISTRICT 1; AS REQUESTED BY COUNCILMAN ROGER O. FLORES, DISTRICT 1.

* * * * *

WHEREAS, it is the policy of the City of San Antonio to lease public property in the El Mercado in Market Square, located at 514 West Commerce Street in City Council District 1, for retail sales purposes as per the policies established in Chapter 32, Article II of the City Code of the City of San Antonio; and

WHEREAS, Ordinance No. 94567, passed and approved on September 20, 2001 authorized the execution of eight-year lease agreements with twenty-nine in-line stores and food court space tenants in the City's Farmer's Market; and

WHEREAS, the approved agreements specified terms and conditions for the payment of rental fees and for other operational issues; and

WHEREAS, two tenant agreements had been terminated due to violations of their approved agreements and they have requested to have their agreements reinstated; and

WHEREAS, a one-year term with additional contract stipulations for these two tenants would allow their businesses to continue at the Market Square; and

WHEREAS, the City will review these tenants' operations after the end of a one-year term and will offer a second two-year term only to those tenants in good standing; and

WHEREAS, the City will review tenant operations after the end of the possible two-year term and will offer another term to match the end term of the original terminated agreement only to those tenants in good standing; and

WHEREAS, the City staff has developed a one-year lease and license agreement with reduced terms and more stringent default conditions; and

WHEREAS, it is in the best interest of the City of San Antonio to continue to lease said public property in the City's Market Square to the current tenants; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

Section 1. The City Manager or her designee is hereby authorized to execute a one-year Market Square agreement with the following current tenants:


<u>Tenant</u>	<u>Location</u>
Angie's	Farmer's Market Food Court 2
Martin's	Farmer's Market In-Line Store 6


A copy of said agreement is affixed hereto and incorporated herein for all purposes as Attachment I.

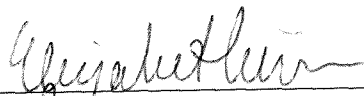
Section 2. The proceeds of these agreements shall be deposited into Fund 11-000 entitled "General Fund," Index Code 016865, entitled, "Farmers Market."

Section 3. This ordinance shall become effective on March 14, 2004

PASSED AND APPROVED this 4th day of March 2004.


M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney